

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----

PUBLIC UTILITIES COMMISSION

Instituting a Proceeding to
Investigate the Implementation
of Feed-In Tariffs.

)
) DOCKET NO. 2008-0273
)
)
)
)
)
)

PUBLIC UTILITIES
COMMISSION

2009 JAN 28 P 1:27

FILED

**HAWAII BIOENERGY, LLC'S AND MAUI LAND & PINEAPPLE COMPANY, INC.'S
JOINT SUBMISSION OF INFORMATION REQUESTS**

AND

CERTIFICATE OF SERVICE

MORIHARA LAU & FONG LLP

Kent D. Morihara, Esq.
Kris N. Nakagawa, Esq.
Sandra L. Wilhide, Esq.
Davies Pacific Center
841 Bishop Street
Suite 400
Honolulu, Hawaii 96813
Telephone: (808) 528-4200

Attorneys for HAWAII BIOENERGY, LLP and
MAUI LAND & PINEAPPLE COMPANY, INC.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)	
)	
PUBLIC UTILITIES COMMISSION)	DOCKET NO. 2008-0273
)	
Instituting a Proceeding to)	
Investigate the Implementation)	
of Feed-In Tariffs.)	
_____)	

**HAWAII BIOENERGY, LLC'S AND MAUI LAND & PINEAPPLE COMPANY, INC.'S
JOINT SUBMISSION OF INFORMATION REQUESTS**

HAWAII BIOENERGY, LLC ("HBE") AND MAUI LAND & PINEAPPLE COMPANY, INC. ("MLP"), by and through their attorneys, Morihara Lau & Fong LLP, hereby jointly submit their Information Requests on Hawaiian Electric Company, Inc.'s, Maui Electric Company, Ltd.'s, Hawaii Electric Light Company, Inc.'s (collectively, "HECO Companies") and the Division of Consumer Advocacy's ("Consumer Advocate") Joint Proposal on Feed-in Tariffs, dated December 23, 2008, pursuant to the Order Approving the HECO Companies' Proposed Procedural Order, as Modified, filed on January 20, 2009.

DATED: Honolulu, Hawaii, January 28, 2009.



Kent D. Morihara
Kris N. Nakagawa
Sandra L. Wilhide

Morihara Lau & Fong LLP
Attorneys for HAWAII BIOENERGY, LLP and
MAUI LAND & PINEAPPLE COMPANY, INC.

DOCKET NO. 08-0273

PUBLIC UTILITIES COMMISSION

**HAWAII BIOENERGY, LLC'S ("HBE") AND
MAUI LAND & PINEAPPLE, INC.'S ("MLP")
JOINT SUBMISSION OF INFORMATION REQUESTS**

The following information requests are directed to the HECO Companies and/or the Consumer Advocate and is based on the HECO Companies' and Consumer Advocate's Joint Proposal on Feed-in Tariffs ("FiT"), dated December 23, 2008:

- HBE/MLP-IR-1 Please provide all documentation that supports the specific thresholds set forth in the HECO Companies'/Consumer Advocate's proposed FiT for each of the technologies proposed. The documentation should include, but is not limited to, supporting studies, analyses, workpapers, reports and publications.
- HBE/MLP-IR-2 The HECO Companies and Consumer Advocate indicate that they applied certain criteria in determining which technologies to include in their proposed FiT.
- a. Please provide a detailed description of all criteria used in determining these technologies, together with all documentation which details and supports the use of that specific criteria in determining which technologies to include in their proposed FiT
 - b. Please explain in detail and provide all documentation which details and supports the HECO Companies'/Consumer Advocate's application of only the criteria they used in determining which technologies to include in their proposed FiT.
 - c. Please describe in detail how the HECO Companies'/Consumer Advocate reached their conclusion to include a specific technology for each technology they included, and conversely, how the HECO Companies'/Consumer Advocate reached their conclusion to not include a specific technology for each technology that they did not include in their proposed FiT.
- HBE/MLP-IR-3 For each technology (as identified by the HECO Companies'/Consumer Advocate for the initial proposed FiT and for consideration in the subsequent phase), please identify, explain and quantify all factors, if any, that prevent the HECO Companies'/Consumer Advocate from setting FiT threshold levels at 10 MW or higher. Please provide all documentation, studies, analyses, workpapers, reports and publication that support the HECO Companies'/Consumer Advocate's factors and determination.

CERTIFICATE OF SERVICE

I (we) hereby certify that the foregoing document was duly served on the following Parties, by having said document delivered via electronic mail, hand delivered or mailed, postage prepaid and properly addressed to each said Parties' respective addresses as set forth below:

CATHERINE P. AWAKUNI EXECUTIVE DIRECTOR DEPARTMENT OF COMMERCE & CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY P.O. Box 541 Honolulu, Hawaii 96809	2 Copies Hand Deliver
--	--------------------------

DEAN MATSUURA MANAGER REGULATORY AFFAIRS HAWAIIAN ELECTRIC COMPANY, INC. P.O. Box 2750 Honolulu, Hawaii 96840-0001	1 Copy E-mail
---	------------------

JAY IGNACIO PRESIDENT HAWAII ELECTRIC LIGHT COMPANY, INC. P. O. Box 1027 Hilo, Hawaii 96721-1027	1 Copy E-mail
--	------------------

EDWARD L. REINHARDT PRESIDENT MAUI ELECTRIC COMPANY, LTD. P. O. Box 398 Kahului, Hawaii 96732	1 Copy E-mail
---	------------------

THOMAS W. WILLIAMS, JR., ESQ. PETER Y. KIKUTA, ESQ. DAMON L. SCHMIDT, ESQ. GOODSILL, ANDERSON QUINN & STIFEL Aii Place, Suite 1800 1099 Alakea Street Honolulu, Hawaii 96813	1 Copy E-mail
--	------------------

ROD S. AOKI, ESQ.
ALCANTAR & KAHL LLP
120 Montgomery Street
Suite 2200
San Francisco, California 94104

1 Copy
E-mail

MARK J. BENNETT, ESQ.
DEBORAH DAY EMERSON, ESQ.
GREGG J. KINKLEY, ESQ.
DEPARTMENT OF THE ATTORNEY GENERAL
425 Queen Street
Honolulu, Hawaii 96813
Counsel for DBEDT

1 Copy
E-mail

CARRIE K.S. OKINAGA, ESQ.
GORDON D. NELSON, ESQ.
DEPARTMENT OF THE CORPORATION COUNSEL
CITY AND COUNTY OF HONOLULU
530 South King Street, Room 110
Honolulu, Hawaii 96813

1 Copy
E-mail

LINCOLN S.T. ASHIDA, ESQ.
WILLIAM V. BRILHANTE JR., ESQ.
MICHAEL J. UDOVIC, ESQ.
DEPARTMENT OF THE CORPORATION COUNSEL
COUNTY OF HAWAII
101 Aupuni Street, Suite 325
Hilo, Hawaii 96720

1 Copy
E-mail

MR. HENRY Q. CURTIS
MS. KAT BRADY
LIFE OF THE LAND
76 North King Street, Suite 203
Honolulu, Hawaii 96817

1 Copy
E-mail

MR. CARL FREEDMAN
HAIKU DESIGN & ANALYSIS
4234 Hana Highway
Haiku, Hawaii 96708

1 Copy
E-mail

MR. WARREN S. BOLLMEIER II
PRESIDENT
HAWAII RENEWABLE ENERGY ALLIANCE
46-040 Konane Place, #3816
Kaneohe, Hawaii 96744

1 Copy
E-mail

DOUGLAS A. CODIGA, ESQ. SCHLACK ITO LOCKWOOD PIPER & ELKIND TOPA FINANCIAL CENTER 745 Fort Street, Suite 1500 Honolulu, Hawaii 96813 Counsel for BLUE PLANET FOUNDATION	1 Copy E-mail
MR. MARK DUDA PRESIDENT HAWAII SOLAR ENERGY ASSOCIATION P.O. Box 37070 Honolulu, Hawaii 96837	1 Copy E-mail
MR. RILEY SAITO THE SOLAR ALLIANCE 73-1294 Awakea Street Kailua-Kona, Hawaii 96740	1 Copy E-mail
MR. THEODORE E. ROBERTS SEMPRA GENERATION 101 Ash Street, HQ 12 San Diego, California 92101	1 Copy E-mail
MR. ERIK KVAM CHIEF EXECUTIVE OFFICER ZERO EMISSIONS LEASING LLC 2800 Woodlawn Drive, Suite 131 Honolulu, Hawaii 96822	1 Copy E-mail
JOHN N. REI SOPOGY INC. 2660 Waiwai Loop Honolulu, Hawaii 96819	1 Copy E-mail
GERALD A. SUMIDA, ESQ. TIM LUI-KWAN, ESQ. NATHAN C. NELSON, ESQ. CARLSMITH BALL LLP ASB Tower, Suite 2200 1001 Bishop Street Honolulu, Hawaii 96813 Counsel for HAWAII HOLDINGS, LLC, dba FIRST WIND HAWAII	1 Copy E-mail

MR. CHRIS MENTZEL
CHIEF EXECUTIVE OFFICER
CLEAN ENERGY MAUI LLC
619 Kupulau Drive
Kihei, Hawaii 96753

1 Copy
E-mail

MR. HARLAN Y. KIMURA, ESQ.
CENTRAL PACIFIC PLAZA
220 South King Street, Suite 1660
Honolulu, Hawaii 96813
Counsel for TAWHIRI POWER LLC

1 Copy
E-mail

SANDRA-ANN Y.H. WONG, ESQ.
ATTORNEY AT LAW, A LAW CORPORATION
1050 Bishop Street, #514
Honolulu, Hawaii 96813
Counsel for ALEXANDER & BALDWIN, INC.,
Through its division, HAWAIIAN COMMERCIAL & SUGAR COMPANY

1 Copy
E-mail

DATED: Honolulu, Hawaii, January 28, 2009.



Kent D. Morihara
Kris N. Nakagawa
Sandra L. Wilhide

Morihara Lau & Fong LLP
Attorneys for HAWAII BIOENERGY, LLP and
MAUI LAND & PINEAPPLE COMPANY, INC.